



PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

#3

In re application of

Docket No: Q65648

RECEIVED

Mikihiro KAJITA

MAR 19 2004

Appln. No.: 09/938,585

Group Art Unit: 2633

Technology Center 2600

Confirmation No.: 2717

Examiner: Unknown

Filed: August 27, 2001

For: METHOD FOR DETECTING ABNORMALITY OF OPTICAL MODULE AND  
APPARATUS FOR THE SAME

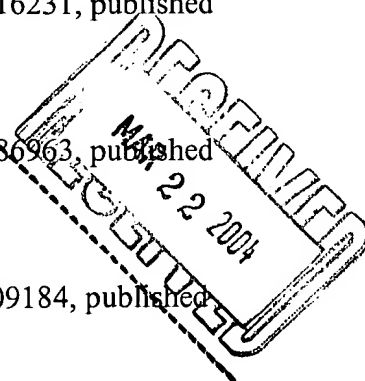
**INFORMATION DISCLOSURE STATEMENT**  
**UNDER 37 C.F.R. §§ 1.97 and 1.98**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In accordance with the duty of disclosure under 37 C.F.R. § 1.56, Applicant hereby notifies the U.S. Patent and Trademark Office of the documents which are listed on the attached PTO/SB/08 A & B (modified) form and listed herein and which the Examiner may deem material to patentability of the claims of the above-identified application.

1. Japanese Unexamined Patent Application Publication H09-116231, published May 2, 1997.
2. Japanese Unexamined Patent Application Publication H11-186963, published July 9, 1999.
3. Japanese Unexamined Patent Application Publication S60-009184, published January 18, 1985.



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4. Japanese Unexamined Patent Application Publication H01-274486, published November 2, 1989.
5. Japanese Unexamined Patent Application Publication H05-199180, published August 6, 1993.
6. Japanese Unexamined Patent Application Publication S58-168287, published October 4, 1983.
7. Japanese Unexamined Patent Application Publication S56-153786, published November 27, 1981.
8. Japanese Unexamined Patent Application Publication S58-021886, published February 8, 1983.
9. Japanese Unexamined Patent Application Publication H08-097778, published April 12, 1996.

One copy of each of the listed documents is submitted herewith.

The present Information Disclosure Statement is being filed: (1) No later than three months from the application's filing date; (2) Before the mailing date of the first Office Action on the merits (whichever is later); or (3) Before the mailing date of the first Office Action after filing a request for continued examination (RCE) under §1.114, and therefore, no Statement under 37 C.F.R. § 1.97(e) or fee under 37 C.F.R. § 1.17(p) is required.

The present Information Disclosure Statement is being filed thirty days or fewer from the communication from a foreign patent office and a Statement Under 37 C.F.R. §1.704(d) is attached.

INFORMATION DISCLOSURE STATEMENT

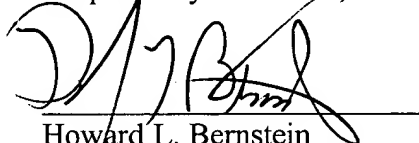
U.S. Appln. No.: 09/938,585

In compliance with the concise explanation requirement under 37 C.F.R. § 1.98(a)(3) for foreign language documents, Applicant encloses here with a copy of a corresponding Japanese Office Action dated February 17, 2004 and an English translation of the pertinent portions thereof which cites such documents and indicates the degree of relevance found by the foreign office.

The submission of the listed documents is not intended as an admission that any such document constitutes prior art against the claims of the present application. Applicant does not waive any right to take any action that would be appropriate to antedate or otherwise remove any listed document as a competent reference against the claims of the present application.

The USPTO is directed and authorized to charge all required fees, except for the Issue Fee and the Publication Fee, to Deposit Account No. 19-4880. Please also credit any overpayments to said Deposit Account. A duplicate copy of this paper is attached.

Respectfully submitted,

  
Howard L. Bernstein  
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WASHINGTON OFFICE

**23373**

CUSTOMER NUMBER

Date: March 18, 2004



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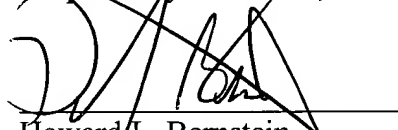
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

The undersigned hereby states, upon information and belief:

That each item of information contained in the Information Disclosure Statement filed concurrently herewith was cited in a communication from a foreign patent office in a counterpart foreign application, and that the communication was not received by any individual designated in 37 C.F.R. § 1.56(c) more than thirty days prior to the filing of said Information Disclosure Statement.

Respectfully submitted,

  
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